



PATENT

Customer No. 22,852

Attorney Docket No. 03495-0203

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
)  
Ute ROGNER, et al. ) Group Art Unit: 1647  
)  
Serial No.: 09/847,665 ) Examiner: Hayes, R.C.  
)  
Filed: May 3, 2001 )  
)  
For: IDENTIFICATION OF NEURAL )  
DEFECTS ASSOCIATED WITH )  
THE NUCLEOSOMAL ASSEMBLY )  
PROTEIN 112 GENE )

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Commissioner for Patents  
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Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(c)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), Applicants bring to the attention of the Examiner the documents listed on the attached PTO 1449. This Information Disclosure Statement is being filed after the events recited in Section 1.97(b) but, to the undersigned's knowledge, before the mailing date of either a Final action, Quayle action, or a Notice of Allowance. Under the provisions of 37 C.F.R. § 1.97(c), this Information Disclosure Statement includes a certification as specified by Section 1.97(e).

Each document listed in this Information Disclosure Statement was first cited in a communication from the European Patent Office in a counterpart foreign application,

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and this Information Disclosure Statement is being filed within three months of the mailing date of that communication.

Copies of the listed documents are attached.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claims in the application and Applicants determine that the cited documents do not constitute "prior art" under United States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

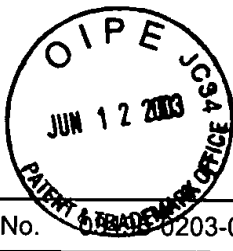
Respectfully submitted,

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Dated: June 12, 2003

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## INFORMATION DISCLOSURE CITATION

Atty. Docket No.	09/847,665	Appin. No.	09/847,665
Applicant	Rogner et al.		
Filing Date	May 3, 2001	Group:	1647

## U.S. PATENT DOCUMENTS

Examiner Initial*	Document Number	Issue Date	Name	Class	Sub Class	Filing Date If Appropriate
	6,005,088	Dec. 21, 1999	Fujiwara et al.	536	23.2	
						RECEIVED
						JUN 13 2003
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## FOREIGN PATENT DOCUMENTS

Document Number	Publication Date	Country	Class	Sub Class	Translation Yes or No
WO 99/02167	Jan. 21, 1999	PCT			English

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

✓	Rougeulle, C. and Avner, P., Cloning and characterization of a murine brain specific gene <i>Bpx</i> and its human homologue lying within the <i>Xic</i> candidate region, Human. Mol. Gen., vol. 5, no. 1, pp. 41-49 (1996).
✓	Heard, E., et al., Transgenic mice carrying an <i>Xist</i> -containing YAC, Human Mol. Gen., vol. 5, no. 4, pp. 441-450 (1996).
✓	Simmler, M-C., et al., Localization and expression analysis of a novel conserved brain expressed transcript, <i>Brx/BRX</i> , lying within the <i>Xic/XIC</i> candidate region, Mamm. Genome, vol. 8, pp. 760-766 (1997).
✓	AC004074: Homo Sapiens Chromosome X clone bWXD759, complete sequence, EMBL Database (Feb. 3, 1998).
	International Search Report for PCT/IB 01/00960, completed March 12, 2003.